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SEP 22 1998

CONCORD, N.H.

Mr. Roy E. Batchelder, Secretary  
Milk Control Board  
12 Park Street  
Concord, New Hampshire

Dear Sir:

This is to acknowledge your letter of December 6, relative to the question of the application of the milk control laws to the University of New Hampshire.

It is the opinion of this office that while technically the University dairy transfers title to the milk produced by them to the University Dining Hall, the product is still part of the University property, and we may not require any particular branch of the University to comply with the statute. The University as a distributor produces and distributes milk for consumption in the Dining Halls and in the dormitories. This is milk produced and disposed of for consumption "on the premises," and therefore not subject to the law.

It is further the opinion of this office that milk sold direct to consumers who are not consuming such milk on any of the University premises would be subject to the fees provided.

Very truly yours,

Arthur E. Bean, Jr.  
Assistant Attorney General

AEB Jr/T